

## **§ 3273.20**

### **§ 3273.20 When will BLM release my bond?**

We will release your bond after you request it and we determine that you have:

- (a) Reclaimed the land; including removing the utilization facility and all associated equipment; and
- (b) Met all the requirements of 43 CFR 3200.4.

### **§ 3273.21 What are my obligations under the site license?**

As the facility operator, you:

- (a) Must comply with the requirements of 43 CFR 3200.4;
- (b) Are liable for all damages to the lands, property or resources of the United States caused by yourself, your employees, contractors or the contractors' employees;
- (c) Must indemnify the United States against any liability for damages or injury to persons or property arising from the occupancy or use of the lands authorized under the site license; and
- (d) Must remove all structures and restore any disturbed surface, when no longer needed for facility construction or operation. This applies to the utilization facility if you cannot operate the facility and you are not diligent in your efforts to return the facility to operation.

### **§ 3273.22 How long will my site license remain in effect?**

- (a) The primary term is 30 years, with a preferential right to renew the license under terms and conditions set by BLM.
- (b) If your lease on which the site license is located ends, you may apply for a facility permit under section 501 of FLPMA, 43 U.S.C. 1761, if your facility is on BLM-managed lands. Otherwise, you must get permission to continue using the surface for your facility from the surface management agency.

### **§ 3273.23 May I renew my site license?**

- (a) You have a preferential right to renew your site license under terms and conditions we determine.
- (b) If your site license is located on leased lands managed by the Department of Agriculture, we will consult with the Federal surface management

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agency and obtain concurrence prior to renewing your license. The agency may require additional license terms and conditions. If another federal agency manages the surface, we will consult with them before granting your renewal.

### **§ 3273.24 May BLM terminate my site license?**

Yes, by written order. To prevent termination, you will have 30 days after you receive the order to correct the violation, unless we determine the violation cannot be corrected within 30 days and you are diligently attempting to correct it. We may terminate your site license if you:

- (a) Do not comply with the requirements of 43 CFR 3270.11; or
- (b) Do not comply with the requirements of 43 CFR 3200.4.

### **§ 3273.25 May I relinquish my site license?**

Yes. Send us a written notice for review and approval. We will not approve the relinquishment until you comply with 43 CFR 3273.21.

### **§ 3273.26 May I assign or transfer my site license?**

Yes, you may transfer your site license in whole or in part. Send us your complete and signed transfer application and a \$50 filing fee. Your application must include a written statement that the transferee will comply with all license terms and conditions, and that the lessee accepts the transfer. The transferee must submit a bond meeting the requirements of 43 CFR 3273.19. The transfer is not effective until we approve the bond and site license transfer.

## **Subpart 3274—Applying for and Obtaining a Commercial Use Permit**

### **§ 3274.10 Do I need a commercial use permit to start commercial operations?**

You need your commercial use permit approved by BLM before you begin commercial operations from a Federal lease, a Federal unit, or your utilization facility.